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(Original Signature of Member)

114TH CONGRESS
1ST SESSION

H. R. _____

To amend title 28, United States Code, to improve fairness in class action litigation.

IN THE HOUSE OF REPRESENTATIVES

Mr. GOODLATTE (for himself and [see ATTACHED LIST of cosponsors]) introduced the following bill; which was referred to the Committee on

A BILL

To amend title 28, United States Code, to improve fairness in class action litigation.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Fairness in Class Ac-
5 tion Litigation Act of 2015”.

6 **SEC. 2. CLASS MEMBER INJURY REQUIRED.**

7 (a) IN GENERAL.—Title 28, United States Code, is
8 amended by adding at the end the following:

1 **“§ 1716. Limitation on certification of class**

2 “(a) IN GENERAL.—No Federal court shall certify
3 any proposed class unless the party seeking to maintain
4 a class action affirmatively demonstrates through admis-
5 sible evidentiary proof that each proposed class member
6 suffered an injury of the same type and extent as the in-
7 jury of the named class representative or representatives.

8 “(b) DEFINITION.—In this section, the term ‘injury’
9 means the alleged impact of the defendant’s actions on
10 the plaintiff’s body or property.”.

11 (b) CLERICAL AMENDMENT.—The table of sections
12 at the beginning of chapter 114 of title 28, United States
13 Code, is amended by adding at the end the following new
14 item:

“1716. Limitation on certification of class.”.